



IPW

Attorney Docket No. 532/3X9a

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of: Rafail Zubok et al.

Group Art Unit: 3732

Application No.: 10/781,303

Examiner: Not Assigned

Filing Date: February 18, 2004

For: Instrumentation And Methods For Use In
Implanting A Cervical Disc Replacement
Device

INFORMATION DISCLOSURE STATEMENT

Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants respectfully submit this Information Disclosure Statement, identification of the information, and copies thereof if required pursuant to 37 C.F.R. §§ 1.56, 1.97 and 1.98 in order to comply with the duty of disclosure. The enclosed Form PTO SB/08a/b identifies the references of which Applicants are aware.

The Examiner is respectfully requested to consider the information herein and make it of record in the subject application. It is Applicants' position that the cited information is not a bar to allowance of the claims in this application.

Pursuant to 37 C.F.R. § 1.97(b), this Information Disclosure Statement is being filed within three months of the filing date or the application has not yet received a substantive Office Action,

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: June 11, 2004

Signature: *Matthew B. Dernier*

Print Name: Matthew B. Dernier

Application No.: 10/781,303

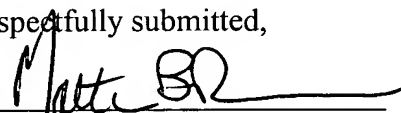
Attorney Docket No.: 532/3X9a

and accordingly, it is believed that no fee is necessary. However, should the Patent Office determine a fee is due, the Commissioner is authorized to charge any such fee to Deposit Account No. 11-0223.

Dated: June 11, 2004

Respectfully submitted,

By



Matthew B. Dernier

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KAPLAN & GILMAN, L.L.P.

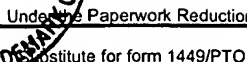
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Sheet	1	of	1
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Complete if Known

Application Number	10/781,303
Filing Date	February 18, 2004
First Named Inventor	Rafail Zubok
Art Unit	3732
Examiner Name	Not Assigned
Attorney Docket Number	532/3X9a

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Examiner
Signature

Date Considered	
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

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